

Amendment No. 3 to SB3926

Cooper
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 3926

House Bill No. 4027*

by deleting from § 46-1-101(b) of SECTION 1 of the bill as amended the language "E felony" and by substituting in its place the language "A misdemeanor".

AND FURTHER AMEND by adding the following new subsections immediately after subsection (a) in § 46-1-111 of SECTION 1 of the bill as amended and redesignating the subsequent subsection accordingly:

(b) A record shall be kept of every interment site or interment right sold to a consumer. The record required under this section shall contain a detailed description of the location of the interment site or interment right sold.

(c) Any consumer purchasing an interment site or interment right in a cemetery located in this state shall receive from the cemetery company at the time of purchase a copy of the executed purchase contract. If a specific interment site is selected by the consumer at the time the purchase contract is executed, the contract shall contain a detailed description of the location of the interment site purchased.

(d) After the effective date of this act, all cemetery companies applying for and obtaining a new registration in accordance with § 46-1-103 shall develop and maintain a map of the cemetery detailing the location of interment sites.

AND FURTHER AMEND by adding the following new subdivision in § 46-1-306(a) of SECTION 1 of the bill as amended:

() Selling an interment site or interment right that the cemetery or cemetery operator knew or should have known had been purchased previously by another consumer. This subdivision shall not be construed to prohibit a cemetery company or cemetery operator from selling an interment site that has been determined to have escheated to the cemetery company pursuant to §§ 46-2-103 through 46-2-105. This subdivision shall not be construed to prohibit a consumer who has purchased an

interment site from selling or disposing of the interment site in the discretion of that

consumer, if such disposition is otherwise in accordance with applicable law.

AND FURTHER AMEND by deleting the following from § 46-1-204(b)(3)(A) of SECTION 1 of the amended bill:

(i) For land, including but not limited to lawn crypts, fifty cents (50¢) per square foot of the land sold or twenty percent (20%) of total sales price, whichever is greater:"

and by substituting instead the following:

(i) For land, but not including lawn crypts, fifty cents (50¢) per square foot of the land sold or twenty percent (20%) of total sales price, whichever is greater;.